

**ENTERED**

October 25, 2021

Nathan Ochsner, Clerk

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

CHARLES OTIS HERRING and  
PAMELA HERRING,

Plaintiffs.

VS.

TRUEBLUE PEOPLE READY, INC.  
AND RENEWABLE ENERGY  
SYSTEMS AMERICAS, INC.,

Defendants.

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CIVIL ACTION NO. 4:21-cv-00260

## ORDER ADOPTING MAGISTRATE JUDGE'S MEMORANDUM AND RECOMMENDATION

On September 17, 2021, all dispositive pretrial matters and all non-dispositive pretrial matters was referred to United States Magistrate Judge Andrew M. Edison under 28 U.S.C. § 636(b)(1)(B). *See* Dkt. 28. Judge Edison filed a Memorandum and Recommendation on September 27, 2021, recommending that Plaintiffs' motion to remand (Dkt. 15) be **DENIED**. *See* Dkt. 29.

On October 18, 2021, Plaintiffs filed their Objections.<sup>1</sup> In accordance with 28 U.S.C. § 636(b)(1)(C), this Court is required to “make a de novo determination of those portions of the [magistrate judge’s] report or specified proposed findings or recommendations to which objection [has been] made.” After conducting this de novo

<sup>1</sup> Plaintiffs untimely filed their objections. The Court nonetheless chooses to apply the de novo standard of review.


review, the Court may “accept, reject, or modify, in whole or in part, the findings or recommendations made by the magistrate judge.” *Id.*; *see also* FED. R. CIV. P. 72(b)(3).

The Court has carefully considered the Objections; the Memorandum and Recommendation; the pleadings; and the record. The Court **ACCEPTS** Judge Edison’s Memorandum and Recommendation and **ADOPTS** it as the opinion of the Court. It is therefore **ORDERED** that:

- (1) Judge Edison’s Memorandum and Recommendation (Dkt. 29) is **APPROVED and ADOPTED** in its entirety as the holding of the Court; and
- (2) Plaintiff’s motion to remand (Dkt. 15) is **DENIED**.

It is so **ORDERED**.

SIGNED at Houston, Texas, this 25th day of October, 2021.

  
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GEORGE C. HANKS, JR.  
UNITED STATES DISTRICT JUDGE